

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

In re 3M COMPANY SECURITIES  
LITIGATION,

This document relates to:  
ALL ACTIONS.

Case No.: 2:19-cv-15982-CCC-MF

**STIPULATION AND ORDER**

Lead Plaintiffs State of Rhode Island, Office of the Rhode Island Treasurer on behalf of the Employees' Retirement System of the State of Rhode Island, Iron Workers Local 580 Joint Funds, and Flossbach von Storch Invest S.A. ("Lead Plaintiffs"), and Defendants 3M Company, Inge Thulin, Michael Roman, and Nicholas Gangestad (collectively, "Defendants," and together with Lead Plaintiffs, the "Parties"), by and through the undersigned counsel, hereby submit this Stipulation and Order and state as follows:

**WHEREAS**, on December 5, 2019, the Honorable Claire C. Cecchi, U.S.D.J., entered a Stipulation and Scheduling Order (the "Scheduling Order") (ECF. No. 41) establishing that: (a) Lead Plaintiffs had until December 19, 2019 to file a Consolidated Amended Complaint; (b) Defendants had until February 21, 2020 to move to dismiss the Consolidated Amended Complaint; (c) Lead Plaintiffs had until April 17, 2020 to oppose any such motion to dismiss; and (d) Defendants had until May 29, 2020 to file any reply;

**WHEREAS**, on December 19, 2019, Lead Plaintiffs filed the Consolidated Amended Complaint (ECF No. 44);

**WHEREAS**, on January 24, 2020, Defendants filed a motion to transfer venue to the District of Minnesota pursuant to 28 U.S.C. § 1404(a) (the “Transfer Motion”) (ECF No. 46);

**WHEREAS**, on January 27, 2020, the Court entered an order adjourning all briefing on Defendants’ motion to dismiss *sine die* pending a decision on the Transfer Motion (ECF No. 47);

**WHEREAS**, on August 31, 2020, the Court denied the Transfer Motion (ECF No. 53);

**WHEREAS**, on September 14, 2020, Defendants filed a Petition for Writ of Mandamus with the United States Court of Appeals for the Third Circuit (the “Mandamus Petition”) seeking to vacate the Court’s Decision and Order denying the Transfer Motion and directing the Court to transfer this case to the District of Minnesota, which Mandamus Petition remains pending;

WHEREAS on September 16, 2020, the parties submitted a proposed Stipulation and Order proposing a schedule for Defendants’ motion(s) to dismiss the Consolidated Complaint, which proposal was not entered by the Court; and

**WHEREAS**, the Parties have met and conferred regarding a proposed revised schedule for briefing on Defendants’ motion(s) to dismiss.

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED** among the Parties, subject to the Court’s approval, as follows:

1. Defendants shall move against, answer, or otherwise respond to the Consolidated Amended Complaint no later than the later of (i) November 30, 2020, or (ii) one week after a decision on the Mandamus Petition;
2. Lead Plaintiffs shall file and serve any opposition brief(s) to such motion(s) no later than 75 days from the filing of Defendants’ motion(s) to dismiss;

3. Defendants shall file any reply brief(s) to such opposition brief(s) no later than 56 days from the filing of Lead Plaintiffs' opposition(s); and

4. The Parties reserve all rights and defenses, and nothing in this stipulation, or the filing of the motion to dismiss papers, shall be construed as a waiver of any defense or right available to the Parties or shall prejudice the pending Mandamus Petition.

**SO ORDERED**, this \_\_\_\_\_ day of November, 2020

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THE HON. CLAIRE C. CECCHI, U.S.D.J.

Stipulated as to entry and form:

DATED: November 5, 2020

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